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8 **UNITED STATES DISTRICT COURT**
9
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

Case No. 2:22-mj-00488-EJY

12 Plaintiff,

STIPULATION TO CLOSE CASE

13 v.

14 Avery Elizabeth Hunt,

15 Defendant.

16
17 IT IS HEREBY STIPULATED AND AGREED by and between Jason M. Frierson,
18 United States Attorney, and Imani Dixon, Assistant United States Attorney, counsel for the
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Aden Kebede,
20 Assistant Federal Public Defender, that Defendant shall be allowed to withdraw his guilty plea
21 to Count One of the Complaint—Operating a Motor Vehicle while Under the Influence of
22 Alcohol, a violation of 36 C.F.R. § 4.23(a)(1), a Class B misdemeanor. The Government further
23 agrees to amend Count One to a charge of Reckless Driving, a violation of 36 CFR § 4.2 and
24 N.R.S. 484B.653. Defendant's guilty plea shall be entered to the amended charge of Reckless
25 Driving, a violation of 36 CFR § 4.2 and N.R.S. 484B.653, with both parties agreeing the
26 original sentence should stand, and the case should be closed.

1 This Stipulation is entered into for the following reasons:

2 1. On December 14, 2022, Defendant entered a plea of guilty plea to Count One of
3 the Complaint—Operating a Motor Vehicle while Under the Influence of Alcohol, a violation
4 of 36 C.F.R. § 4.23(a)(1), a Class B misdemeanor. *See*, ECF No. 12.

5 2. Following the parties' recommendations, Defendant was sentenced by this
6 Honorable Court to unsupervised probation for a period of one year with special conditions, to
7 include that:

8

- 9 a. the Defendant successfully complete fifty (50) hours of community service;
- 10 b. the Defendant attend ten (10) Narcotics Anonymous classes and provide proof
11 of attendance;
- 12 c. The Defendant not return to Lake Mead National Recreation Area for a period
13 of six months;
- 14 d. The Defendant not violate any local, state, or federal laws. *See*, ECF No. 11.

15 3. The plea agreement further stipulated that should the Defendant successfully
16 complete the foregoing conditions within the first six months of her unsupervised probation,
17 and has not violated any local, state, or federal laws during the first six months of her
18 unsupervised probation, Defendant shall be allowed to withdraw her guilty plea to Count One
19 of the Complaint—Operating a Motor Vehicle while Under the Influence of Alcohol, a violation
20 of 36 C.F.R. § 4.23(a)(1), a Class B misdemeanor. The Government agreed to amend Count
21 One to a charge of Reckless Driving, a violation of 36 CFR § 4.2 and N.R.S.
22 484B.653. Defendant shall be permitted to enter a plea of guilty to the amend Count One charge
23 of Reckless Driving, a violation of 36 CFR § 4.2 and N.R.S. 484B.653 with both parties

recommending the original sentence be imposed as to the amended charge and the case closed.

4. The Defendant has completed all of her requirements within six months (*See, Ex. A attached hereto*).

5. The Defendant has not violated any local, state, or federal laws during the first six months of her unsupervised probation.

DATED this 25th day of August, 2023.

RENE L. VALLADARES
Federal Public Defender

JASON FRIERSON
United States Attorney

By s/ Aden Kebede
ADEN KEBEDE
Assistant Federal Public Defender

By /s/ Imani Dixon
IMANI DIXON
Assistant United States Attorney

IT IS SO ORDERED.

Clayna J. Zouchal
U.S. MAGISTRATE JUDGE

Dated: August 25, 2023